

UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

HUMERTO DANIEL KLEE and
DAVID WALLAK, individually,
and on behalf of class of similarly
situated individuals,

Plaintiff,

v.

NISSAN NORTH AMERICA,
INC.; and NISSAN MOTOR
COMPANY, LTD.

Defendants.

NO. CV-12-8238-RHW

ORDER

On January 8, 2014, Ninth Circuit Judge Sidney Thomas designated this Court to preside over the above-captioned case. ECF No. 103. Previously, United States District Judge Beverly Reid O'Connell recused herself from the case because Chief Ninth Circuit Judge Alex Kozinski appeared in his personal capacity objecting to the proposed settlement. ECF No. 102. Judge O'Connell concluded that a reasonable person might question her impartiality in ruling on the Motion for Final Approval of Class Action Settlement and Motion for Attorneys' Fees. *Id.*

This Court has an obligation to complete its own independent analysis. The Court is reviewing its obligations under 28 U.S.C. § 455(a) and Canon 3C(1) of the Code of Conduct for United States Judges and will advise the parties of its conclusions in the near future.

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1 **IT IS SO ORDERED.** The District Court Executive is hereby directed to enter
2 this Order, furnish copies to counsel.

3 **DATED** this 15th day of January, 2014.

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6 ROBERT H. WHALEY
7 United States District Judge
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